

HARVEY P. SACKETT
S A C K E T T
AND ASSOCIATES
A PROFESSIONAL LAW CORP.
1055 Lincoln Avenue
Post Office Box 5025
San Jose, California 95150-5025
Telephone: (408) 295-7755
Facsimile: (408) 295-7444

/jgl

Attorney for Plaintiff

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND DIVISION

WAYLAND D. JAMES,)	No.: 4:12-cv-05925 KAW
)	
Plaintiff,)	
)	
v.)	STIPULATION AND ORDER FOR
)	DISMISSAL
CAROLYN W. COLVIN, ¹)	
Acting Commissioner,)	
Social Security Administration,)	
)	
Defendant.)	
)	

Plaintiff and Defendant, through their respective attorneys, hereby stipulate that this matter be dismissed in its entirety without prejudice. Each party shall bear their own attorney's fees and costs.

¹ Carolyn W. Colvin became the Acting Commissioner of Social Security on February 14, 2013. Pursuant to Rule 25(d)(1) of the Federal Rules of Civil Procedure, Carolyn W. Colvin should be substituted for Commissioner Michael J. Astrue as Defendant in this suit. No further action need be taken to continue this suit by reason of the last sentence of section 205(g) of the Social Security Act, 42 U.S.C. § 405(g).

MELINDA L. HAAG
United States Attorney

Dated: April 19, 2013


/s/
ANNABELLE J. YANG
Special Assistant U.S. Attorney
Social Security Administration
Attorney for the Defendant

Dated: April 19, 2013

/s/
HARVEY P. SACKETT
Attorney for Plaintiff
WAYLAND D. JAMES

IT IS SO ORDERED.

Dated: 4/19/13


HON. KANDIS A. WESTMORE
United States Magistrate Judge